



NOTICE OF PROPOSED ADOPTION OF ORDINANCE NO. 1944
OF THE CITY COUNCIL OF THE CITY OF UPLAND, AMENDING
TITLE 17 OF THE UPLAND MUNICIPAL CODE (ZONING CODE)
TO ESTABLISH NEW REGULATIONS FOR WIRELESS
TELECOMMUNICATIONS FACILITIES

PLEASE TAKE NOTICE that on September 14, 2020, at 7 p.m., in the Council Chambers, 460 North Euclid Avenue, Upland, California, the City Council of the City of Upland will consider adopting Ordinance No. 1944 entitled "An Ordinance of the City Council of the City of Upland, Zoning Code Text Amendment No. ZA-20-0003, Amending Title 17 of the Upland Municipal Code to Establish New Regulations for Wireless Telecommunications Facilities."

A summary of that Ordinance is as follows:

Summary of Ordinance No. 1944

In order to provide the City with suitable zoning standards governing new wireless communications facilities, the City Council has determined that it is appropriate to adopt this Ordinance and amend Title 17, the City's Zoning Ordinance, to establish a uniform and comprehensive set of regulations and standards for the permitting, development, siting, installation, design, operation and maintenance of wireless telecommunications facilities in the City of Upland. These regulations include criteria to assess and process applications in a consistent and expeditious manner, while reducing the impacts associated with wireless telecommunications facilities. This Ordinance establishes standards necessary to: (1) preserve and promote harmonious land uses and the public right-of-way in the City; (2) promote and protect public health and safety, community welfare, visual resources, and the aesthetic quality of the City consistent with the goals, objectives and policies of the General Plan; (3) provide for the orderly, managed, and efficient development of wireless telecommunications facilities in accordance with the state and federal laws, rules, and regulations; and (4) encourage new and more efficient technology in the provision of wireless telecommunications facilities.

The Ordinance addresses applications for new, conventional "macro" cell sites, as well as "Eligible Facilities requests" for facility collocations, pursuant to 47 U.S.C Sec. 1455(a), and Government Code Sec. 65850.6. It also addresses proposed installations of "Small Wireless Facilities", as defined in federal law, particularly those to be located within public rights of way. The new regulations also require application of existing zoning approvals including conditional use permit and development plan review for specified facilities, together with appropriate conditions. Provisions for public safety, undergrounding, power metering, site restoration, site relocation, landscaping, use of public facilities, and emergency deployments, are also addressed in this comprehensive Ordinance.

Lastly, the Ordinance includes the City Council's finding that adoption of the Ordinance is exempt from review under the California Environmental Quality Act ("CEQA"), pursuant to 14 Cal. Code Regs. § 15061(b)(3), the common sense exemption covering activities with no possibility of having a significant effect on the environment because the Ordinance adoption does not result in any actual installation or construction of any facilities, and only establishes guidelines for future telecommunications development.

A certified copy of the entire text of Ordinance No. 1944 is maintained in the office of the City Clerk, 460 North Euclid Avenue, Upland, California, and is available for public inspection at that location.

Keri Johnson
Upland City Clerk